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RULE 63 (37 C.F.R. 1.63)
DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

EPIDIDYMIS-SPECIFIC RECEPTOR PROTEIN

the specification of which (check applicable box(es)):

☐ is attached hereto
☒ was filed on March 13, 1998 as U.S. Application Serial No. 09/041,745 (Att. Dkt. No. 35-126)
☐ was filed as PCT International application No. _____ on _____
 and (if applicable to U.S. or PCT application) was amended on _____

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. 1.56. I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed or, if no priority is claimed, before the filing date of this application:

Priority Foreign Application(s):

Application Number _____ Country _____

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 Day/Month/Year Filed

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

Application Number _____ Date/Month/Year Filed _____

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I hereby claim the benefit under 35 U.S.C. 120/365 of all prior United States and PCT international applications listed above or below and, insofar as the subject matter of each of the claims of this application is not disclosed in such prior applications in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior applications and the national or PCT international filing date of this application:

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Prior U.S./PCT Application(s):

Application Serial No. _____ Day/Month/Year Filed _____

Status: patented
 pending, abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. And I hereby appoint **NIXON & VANDERHYTE P.C., 1100 North Glebe Rd., 8th Floor, Arlington, VA 22201-4714, telephone number (703) 816-4000 (to whom all communications are to be directed)**, and the following attorneys thereof, of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent: Arthur R. Crawford, 25327; Larry S. Nixon, 25640; Robert A. Vandernye, 27076; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M. Byers, 33363; Jeffrey H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr., 29366; Thomas E. Byrne, 32205; Mary J. Wilson, 32955; J. Scott Davidson, 33489; Alan M. Kagen, 36178; William J. Griffin, 31260; Robert A. Moian, 29834; B. J. Sadoff, 36663; James D. Berquist, 34776; Updeep S. Gill, 37334.

1. Inventor's Signature: C Osterhoff Date: 17.2.2000
 Inventor: Caroline OSTERHOFF German
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 (Zip Code) 20255

2. Inventor's Signature: Richard Ivell Date: 17.2.2000
 Inventor: Richard IVELL British
 (first) (last) (citizenship)
 Residence: (city) Hamburg MI (state/country)
 Post Office Address: Methfesselstr. 45, Hamburg, Germany
 (Zip Code) 20257

3. Inventor's Signature: Christiane Kirchhoff Date: 21.2.2000
 Inventor: Christiane Kirchhoff German
 (first) (last) (citizenship)
 Residence: (city) Bordesholm MI (state/country)
 Post Office Address: Caspar von Saldern-Weg 3, Bordesholm, Germany
 (Zip Code) D 24582

FOR ADDITIONAL INVENTORS, check box ☐ and attach sheet with same information and signature and date for each.

ASSIGNMENT OF PATENT APPLICATION

(Inventors) (Christiane KIRCHHOFF
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(
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(
(
(

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(Assignee) In consideration of the sum of one dollar (\$1.00) and other good and valuable
(Address) considerations paid to each of the undersigned, the undersigned agree(s) to assign,
and hereby does assign, transfer and set over to

(IHF Institut für Hormon-und Fortpflanzungsforschung GmbH
(of Grandweg 64, 22529, Hamburg, Germany

(hereinafter designated as the Assignee) the undersigned's entire right, title and
interest for the United States, its territories, dependencies and possessions, and for
the country of

(Other Countries) (in the invention, and all application for patent and any Letters Patent which
(Title) may be granted therefore, known as

EPIDIDYMIS-SPECIFIC RECEPTOR PROTEIN (Case No. 35-126)

for which the undersigned has (have) executed on even date herewith an application
for patent in the United States of America or, if not on even date, then has executed
(on or has already filed in

(U.S. appin. Serial No. 09/041,745, filed on March 13, 1998

(The undersigned acknowledges an obligation of assignment of this invention to said
assignee at the time the invention was made.

The undersigned agree(s) to execute all papers and documents necessary in connection with the
application or any interference which may be declared and any continuing or divisional applications thereof
and also to execute separate assignments in connection with such applications as the Assignee may
deem necessary or expedient and further to perform any act which may be necessary in connection with
claims or provisions of the International Convention for Protection of Industrial Property or similar
agreements.

The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant
of a valid United States patent to the Assignee.

The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any
and all Letters Patent of the United States resulting from said application or any division or divisions or
continuing applications thereof to the said Assignee, as Assignee of the entire interest, and hereby
covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has
(they have) not executed and will not execute, any agreement in conflict herewith.

The undersigned hereby grant(s) the firm of NIXON & VANDERHUYE P.C. the power to insert on
this assignment any further identification which may be necessary or desirable in order to comply with the
rules of the United States Patent Office for recordation of this document.

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In witness whereof, executed by the undersigned on the date(s) opposite the undersigned signature(s).

Date 21.2.2000 Signature of inventor (Christiane Kirchler)

Witnessed by: Edith Bendermacher Date 21.2.00

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PATENTS ONLY

Our Ref.: 35-126

Commissioner of Patents and Trademarks
Box Assignment, Washington, D.C. 20231

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):
Christiane KIRCHHOFF



2. Name and address of receiving party(ies):

Name: IHF Institut für Hormon-und
Fortpflanzungsforschung GmbH

Internal Address:

Street Address: Grandweg 64, 22529

City: Hamburg

State/Country: Germany

Zip:

Additional name/s of conveying party/ies attached? ☐

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Assignment ☐ Change of Name
☐ Other

Execution Date: February 21, 2000

Additional name/s & address/es attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No(s).

(1) 09/041,745

(2)

(3)

B. Patent No(s).

(1)

(2)

(3)

Additional numbers attached ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: B.J. Sadoff

Internal Address:

Street Address: Nixon & Vanderhye P.C.

1100 North Glebe Road

8th Floor

City: Arlington State: VA Zip: 22201

6. Total number of applications & patents involved: 1

7. Total fee (37 CFR 3.41)

☒ Enclosed

☐ Authorized to be charged to deposit account #14-1140

8. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper thereafter filed in this application by this firm) to our Account No. 14-1140.

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9. Statements and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

B.J. Sadoff

Name of Person Signing

Reg. No. 36,663

B.J. Sadoff
Signature

March 20, 2000

Date

Total number of pages including original cover sheet, attachments, and document:

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

OSTERHOFF, et al.

Serial No. 09/041,745

Filed: March 13, 1998

For: EPIDIDYMIS-SPECIFIC RECEPTOR PROTEIN



Atty. Ref.: 35-126

Group: 1646

Examiner: ULM, J.D.

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Assistant Commissioner for Patents

Washington, DC 20231

Sir:

CONSENT OF ASSIGNEE TO CORRECTION OF INVENTORSHIP

IHF Institut für Hormon- und Fortpflanzungsforschung GmbH, having a principal place business at Grandweg 64, 22529, Hamburg, Germany, verifies through its duly authorized representative that it is the assignee of the above-identified application by way of an Assignment executed by Caroline Osterhoff and Richard Ivell which has been recorded in the United States Patent and Trademark Office on May 28, 1998 at Reel 9202, Frames 0898-0900, and an Assignment from Christiane Kirchhoff (copy attached) which is being filed for recordation in the United States Patent and Trademark Office along with the present paper.

I represent that I am authorized to execute this document on behalf of IHE Institut für Hormon- und Fortpflanzungsforschung GmbH. I further certify that to the best of my knowledge and belief the title of this invention is in of IHF Institut für Hormon- und Fortpflanzungsforschung GmbH.

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U.S. Patent Application of *OSTERHOFF, et al*

Serial No. 09/041,745

IHF Institut für Hormon- und Fortpflanzungsforschung GmbH, being assignee of the above-identified application, hereby consents to the correction of inventorship of the above-identified application to add Christiane Kirchhoff as an inventor.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed this 24 day of 02 12 2000

(Signature) URSULA-FRIDERIKE HABENICHT

Print Name:

GENERAL MANAGER OF THE INSTITUTE

Print Title

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